

LAND SURVEYORS SECTION MEETING

MINUTES

The Land Surveyors Section of the Virginia Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects (APELSCIDLA Board) met on February 15, 2006, at the Department of Professional and Occupational Regulation, 3600 West Broad Street, Richmond, Virginia, with the following members present

John R. McAden
Nancy E. McIntyre
W. R. Stephenson, Jr

Staff present for all or part of the meeting were

Karen W. O'Neal, Deputy Director of Licensing and Regulation Division
Mark N. Courtney, Executive Director
Marian H. Brooks, Program Administrator
Earlyne Perkins, Legal Analyst

No representative was present from the Office of the Attorney General

Mr. Stephenson, Chair, called the meeting to order at 9:00 a.m.

Call to Order

Mr. McAden moved to approve the agenda as amended. Ms. McIntyre seconded the motion which was unanimously approved by members McAden, McIntyre, and Stephenson.

**Approval of
Agenda**

Public Comment Period – No comments were made to the Section members.

Public Comment

Brian Ray, complainant, was present to address the Section with regard to his complaint against Timothy Ray Miller. Mr. Ray states that Mr. Miller utilized his plans without his approval. Mr. Ray noted that he attempted to contact Mr. Miller several times without a return call from Mr. Miller.

**File No. 2005-
03604, Timothy
Ray Miller**

Timothy Miller was present to address the Section members. Mr. Miller stated to the Section the intent of as-built plans as well as his understanding of the Board's regulation. Mr. Miller provided a handout of his remarks to the Section members to be made a part of his record.

Regarding File number 2005-03604, Timothy Ray Miller, the Section members reviewed the record of the Informal Fact-Finding Conference, which consisted of the investigative file, transcripts and exhibits, and the

Summary of the Informal Fact-Finding Conference, as well as the presentations from Mr Ray and Mr Miller Ms McIntyre moved to accept the Summary of the Informal Fact-Finding Conference as to the facts, which cites a violation of 18 VAC 10-20-740 D of the Board's 2002 regulations Mr Stephenson seconded the motion which was unanimously approved by members McIntyre and Stephenson

After Ms Perkins indicated that there have been no prior disciplinary actions against Mr Miller, Ms McIntyre moved to recommend that the Board accept the sanction contained in the Summary of the Informal Fact-Finding Conference and impose a \$500 00 monetary penalty Mr Stephenson seconded the motion which was unanimously approved by members McIntyre and Stephenson As the presiding Board member, Mr McAden was not present during the discussion or vote

The Section members were provided with a letter and chart from Garland Archer of Fairfax County. Mr Courtney stated the Department has tried to contact Mr Archer several times to clarify his request with no response The Section members stated that they would need more information from Mr Archer in order to make an informed decision

Review of
Engineering
Duties in Fairfax

The Section members reviewed the final draft of the photogrammetry regulations and made a few minor changes After final review and discussion, the Section members agreed by consensus to recommend that the Board accept the proposed regulations as drafted

Review of
Photogrammetry
Committee
Meetings

The section members reviewed the following legislation being considered by the General Assembly

Review 2006
Legislation

HB1054 – Continuing Education for Architects, Professional Engineers, and Land Surveyors

HB521 – Acceptance of Plans from Landscape Architects

HB609 – Board of Director's of Professional Corporations

HB952 – ESOP's for Professional Corporations

They were provided with various memorandums and notices from NCEES The Section members also reviewed the pass rates from the October 2005 FLS and PLS examinations

Review
Information
from NCEES

Mr Courtney reminded the Section members of the full Board meeting on March 16, 2006 at 9 00 a m

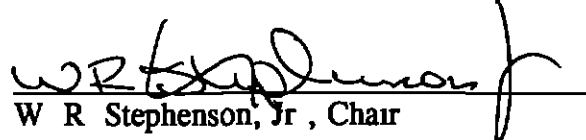
Other Business

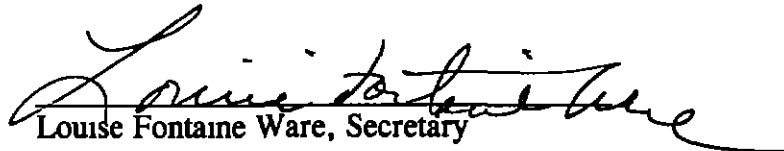
Conflict of Interest forms were completed by all members present

Conflict of
Interest Forms

There being no further business, the meeting was adjourned at 11 28 a m

Adjourn


W R Stephenson, Jr , Chair


Louise Fontaine Ware, Secretary

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

- 1 Name: W. R. Stephenson, Jr.
- 2 Title: Member
- 3 Agency: Land Surveyors Section
- 4 Transaction: Section Meeting on February 15, 2006
- 5 Nature of Personal Interest Affected by Transaction. _____

6. I declare that

(a) I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

SURVEYING

(b) I am able to participate in this transaction fairly, objectively, and in the public interest.

W. R. Stephenson, Jr.
Signature

2/15/06
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

- 1 Name Nancy E. McIntyre
2. Title Member
3. Agency Land Surveyors Section
- 4 Transaction. Section Meeting on February 15, 2006
- 5 Nature of Personal Interest Affected by Transaction: _____
 None
6. I declare that:

 (a) I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction
 LAND SURVEYORS

 (b) I am able to participate in this transaction fairly, objectively, and in the public interest

 Nancy E. McIntyre 2/15/06
Signature Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

- 1 Name John R. McAden
2. Title: Member
3. Agency Land Surveyors Section
- 4 Transaction: Section Meeting on February 15, 2006
- 5 Nature of Personal Interest Affected by Transaction: Surveying
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6. I declare that

(a) I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction

Land Surveyors

(b) I am able to participate in this transaction fairly, objectively, and in the public interest

John R. McAden
Signature

2-15-06
Date